



U.S. ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 SIXTH AVENUE
SEATTLE, WASHINGTON 98101

OR 7398
E.S. 87
5b

May 8, 1987

REPLY TO
ATTN OF:

SO-125

FILE COPY

Scott R. Vokey
Shidler, McBroom, Gates and Lucas
3500 First Interstate Center
999 Third Avenue
Seattle, Washington 98104

Re: Van Waters and Rogers, 3013 proposal

Dear Mr. Vokey:

Enclosed is the MAT plan approval letter issued by EPA last January. The letter officially approves Van Waters MAT plan, subject to the noted changes. It is Mr. Pierre's and my understanding that these changes were made, and therefore the plan implementation may commence immediately. Both Mr. Pierre and I would like a current version of the plan for our files.

You have asked for a clarification of the meaning of bi-monthly reporting requirements in the 3013 order. Bi-monthly means once every two months. Please submit those reports accordingly.

If you have further questions or comments, please contact me at 442-1191. In addition, Mr. Pierre is anxious to speak with a technical contact on this matter, as the study activities progress.

Sincerely,

D. Henry Elsen

D. Henry Elsen
Assistant Regional Counsel

cc: Laura Hamilton, DEQ

JAN 8 - 1987

M/S 533

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Daniel McCaskill
Vice President, Distribution
Systems & Environmental Affairs
2600 Campus Drive
San Mateo, California 94403

Re: November 7, 1986 Monitoring, Analysis And Testing Plan

Dear Mr. McCaskill:

We have reviewed the November 7, 1986, Monitoring, Analysis and Testing (MAT) plan for the Van Waters and Rogers facility located at 3950 Yeen Avenue, Portland, Oregon prepared by SRH Associates, Inc. for Van Waters and Rogers pursuant to the July 1986 administrative order issued by the Environmental Protection Agency under Section 3013 of the Resource Conservation and Recovery Act (RCRA). We have also discussed our findings with staff of the Oregon Department of Environmental Quality (DEQ). In general we find the plan acceptable as written and in compliance with the terms of the subject administrative order. We do, however, have a few brief comments which we request be addressed.

As discussed in our December 11, 1986, Notice of Violation concerning your facility closure plan, the work you perform under this MAT plan will be incorporated into the data base upon which your closure decisions will be based. Further, some of the activities proposed under your closure plan are similar to those proposed under your MAT plan and therefore our previous comments will apply.

Our comments are as follows:

1. The drilling plan calls for the use of a 6 inch i.d. hollow-stem auger for installing 4 inch diameter wells. A larger i.d. auger should be used to allow for the placement of sand or bentonite pellets;
2. As the compounds of primary interest are volatile organics we request that care be taken in evacuating wells to dryness to avoid volatilization of sample constituents; and

3. The format for the final report is not provided in the workplan. Although the specific format used may vary, we do expect the following data needs to be addressed in your report of the investigation.

- a. as-built construction details for all wells installed at the facility;
- b. all data developed in the investigation should be documented in detail in the form of geologic well logs, field data tables, etc. As appropriate, geologic cross-sections should be depicted to show critical gradients, pathways, geologic features and other pertinent considerations;
- c. extensive use should be made of tables and figures in the report to allow easy evaluation and comparison of the data. All maps should be to an appropriate scale and include suitable reference landmarks;
- d. complete references for any information used to reach a conclusion, such as regional geology, methods used, equations, and models should be provided; and
- e. the Quality Assurance/Quality Control program followed should be fully documented and submitted as an appendix to the report. Actual chromatograms, calibration logs, etc. need not be included in the report but must be available to EPA and DEQ for review.

Conditional upon Van Waters and Rogers' incorporation of our comments above into the investigation and report, we find the plan acceptable and request that the plan be implemented as soon as possible. It must be noted, however, that our approval in no way alleviates Van Waters and Rogers or its consultants from obtaining all approvals as may be necessary for compliance with other programs at the state, local or federal level. If you have any questions concerning our comments please contact Wayne Pierre, of my staff, at (206) 442-7261 for further clarification.

Sincerely,

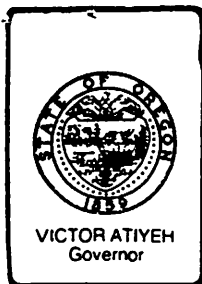
Kenneth D. Feigner, Chief
Waste Management Branch

Enclosure

cc: Jan Whitworth, DEQ
Laura Hamilton, DEQ

bcc: Mike Gearheard, OOO
Charles Rice, EPA
George Hofer, EPA
Henry Elsen, EPA

OK 7398
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Department of Environmental Quality

522 S.W. FIFTH AVENUE, BOX 1760, PORTLAND, OREGON 97207 PHONE: (503) 229-5696

| CLEARANCE | | |
|----------------|---------|------|
| TO | INITIAL | DATE |
| Mike Downs | MD | 6/11 |
| Jan. Whitworth | JW | 6/11 |
| Fred Hansen | FH | 6/12 |
| HSW | | |

June 11, 1986

Mr. Charles Findley
EPA Region X
1200 Sixth Avenue
Seattle, WA 98101

Re: Van Waters and Rogers

Dear Mr. Findley:

During the May 16, 1986 meeting between EPA and DEQ, we discussed the status of VWR. I have attached a copy of that status report for your information. This status report was discussed at length with Mr. Michael Downs, Administrator of the Hazardous and Solid Waste Division. Based on our discussions of VWR's status, DEQ's lack of statutory authority to investigate and enforce clean-up of past practices, and that our efforts at voluntary compliance have not been successful, a RCRA order 3013 is appropriate. Since most of your work on this 3013 enforcement action has already been done, we hope to receive a quick response. In addition to the specific 3013 action the state is also requesting, at this time, that EPA assume the lead role on compliance and facility closure at VWR.

On June 9, 1986 representatives from several industries in Oregon had a meeting with myself, Mike Downs, Jan Whitworth and Stan Biles of the DEQ. One of the topics of discussion was the dual jurisdictional roles of the state and EPA in the Hazardous Waste Program. At this meeting, Mr. Jack Johnston of VWR specifically requested that he would like the EPA to conduct the regulatory compliance activities regarding his facility rather than having to deal with both the EPA and DEQ. The state is willing to oblige Mr. Johnston in his request. Hopefully your agency will be able to accommodate this request.

We appreciate your assistance in this situation and look forward to a cooperative effort with EPA in the primary compliance role.

DEQ is sending the following information to ensure EPA has complete files on this matter.

1. DEQ's 1985-86 RCRA inspection report
2. EPA, 1985-86 RCRA inspection report
3. DEQ's review of VWR's new closure plan.
4. Compliance status report on VWR

FILE COPY

Charles Findley
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If you have any questions concerning the enclosed information, please feel free to call Ms. Laura Hamilton at 229-5096.

Sincerely,

Original Signed By
Fred Hansen

Fred Hansen
Director

JUN 1 4 1986

LH:f
ZF1130

cc: Jan Whitworth
Permit File
Mike Gearheard
Northwest Region